

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF THE LOUISVILLE AND)
JEFFERSON COUNTY METROPOLITAN SEWER)CASE NO. 92-246
DISTRICT FOR APPROVAL TO ACQUIRE THE)
ASSETS OF VALLEY TREATMENT PLANT, INC.)

O R D E R

On June 10, 1992, the Louisville and Jefferson County Metropolitan Sewer District ("MSD") submitted an application for approval of the transfer of ownership of the assets of Valley Treatment Plant, Inc. ("Valley") to MSD.

Having considered the evidence of record and being otherwise sufficiently advised, the Commission finds that:

1. Valley owns and operates a wastewater treatment plant serving 351 customers in the Apple Valley Subdivision of Jefferson County, Kentucky, and is therefore a "utility" as defined by KRS 278.010(3)(f).

2. MSD is a public body corporate and political subdivision created for the purpose of providing adequate sewer and drainage facilities in and around Jefferson County, Kentucky. KRS 76.010.

3. MSD and Valley have agreed to the transfer of ownership of the Valley wastewater treatment plant and all real property interest associated therewith to MSD for a total consideration of \$250,000 to be paid at closing. The Agreement which sets out the

terms and conditions of the transfer was filed with the application and is incorporated herein by reference.

4. KRS 278.020 requires Commission approval of the proposed transfer of ownership of the Valley wastewater treatment plant.

5. As of June 30, 1989, MSD had total assets of \$436,216,166 and total liabilities of \$42,690,879.

6. MSD has approximately 81 employees licensed as wastewater treatment plant operators.

7. MSD has the financial, managerial, and technical abilities to provide reasonable utility service to the persons currently served by Valley.

IT IS THEREFORE ORDERED that:

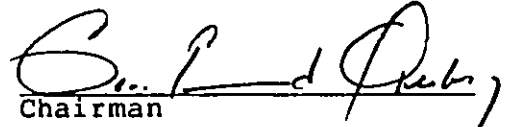
1. The transfer of ownership of Valley to MSD, per the terms of the Agreement, is hereby approved.

2. MSD shall file an executed copy of the Agreement with the Commission within 21 days of the date of the closing.

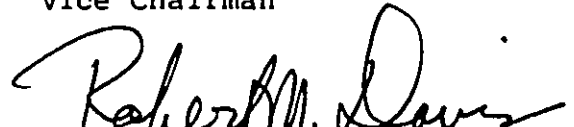
3. Until formal closing of the transfer of ownership occurs, the Commission shall retain jurisdiction over the Valley wastewater treatment plant and Valley shall continue to be responsible for complying with all Commission rules and regulations, including those which require the timely filing of any information, notice, or reports.

Done at Frankfort, Kentucky, this 1st day of July, 1992.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director, Acting